

From: [Melissa Smith](#)
To: [Gary Moore](#)
Cc: [Guy Tidmore](#)
Subject: Fw: UES investigation reports
Date: 09/09/2011 02:32 PM
Attachments: [report_fmt_view.aspx.pdf](#)
[report_fmt_view.aspx.pdf](#)

Gary, I got copies of the inspection reports from TCEQ (see message below). The inspector is out for 2 weeks. I reviewed the report from the March inspection and at the end of the report (page 9) there is this statement (in blue below) requesting additional information from the facility. Specifically, the inspector asked for details regarding how they manage and reclaim the material. The second report mentions this as well and that the facility's response was due July 23rd. I think it is important to follow up on this with him when he gets back to see if they got the information and if it was satisfactory before you send waste there. If you need to know before he gets back, you may be able to talk with his supervisor, Nicole Bealle (she is the one that sent the e-mail below).

Description Item #1

It is requested that the facility provide documentation regarding the management of in-bound shipments of oily

material (noted as lube oils, non-hazardous non-regulated liquid, tank bottom solids, petroleum contaminated

solids, and oily water and used oil). The information requested is listed below:

- For the oily materials listed above explain the type of fleet and documentation used to bring and remove the material to United Environmental Services in Baytown, Texas.
- Explain if United Environmental Services considers the material to be commercial or industrial and why.
- Explain the process for each of the materials listed above. Starting with how the facility accepts the material to the final disposition of the material.
- Regarding off-specification fuel; can the material be used as a fuel or fuel additive?
- Regarding off-specification fuel; what is the British Thermal Unit (BTU) value that the facility requires when it receives material?
- Explain the process of reclamation for each of the oily materials accepted.
- Does United Environmental Services reclaim the used oil by gravity separation or burner?
- Does United Environmental Services reclaim everything or does a portion of the material get disposed of?
- Explain what exemptions or exclusion the facility is claiming for the management of oily materials and how the exemption or exclusion is applicable for each material stream.
- Explain what exemption or exclusion from solid waste is claimed (spent, byproduct, co-product, energy recovery, comparable fuel, etc.), for the oily material received.

Lastly, Ron said that there has not been a CERCLA determination made on this



9567207

facility, so it is not on the approved list.

Melissa Smith
U.S. Environmental Protection Agency, Region 6
Hazardous Waste Enforcement Branch (6EN-HC)
1445 Ross Ave
Dallas, TX 75202
214-665-7357
214-665-7446 (fax)
smith.melissa@epa.gov

This email may contain material that is confidential, privileged and/or attorney work product and is for the sole use of the intended recipient. Any review, reliance, or distribution by others or forwarding without express permission is strictly prohibited. If you are not the intended recipient, please contact the sender and delete all copies.

----- Forwarded by Melissa Smith/R6/USEPA/US on 09/09/2011 02:15 PM -----

From: "Nicole Bealle" <Nicole.Bealle@tceq.texas.gov>
To: Melissa Smith/R6/USEPA/US@EPA
Date: 09/09/2011 02:01 PM
Subject: UES investigation reports

Melissa:

The investigator, Elijah Gandee, is out of the office until later this month. Attached are the investigation reports. Hopefully these will help with your questions. If not, Elijah will be back in the office 9/19/11.



Nicole report_fmt_view.aspx.pdf report_fmt_view.aspx.pdf